



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

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4 **MEMORANDUM**  
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6 TO: The Commission  
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8 FROM: Lisa J. Stevenson  
9 Acting General Counsel  
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11 Charles Kitcher  
12 Acting Associate General Counsel  
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14 Stephen Gura  
15 Deputy Associate General Counsel for Enforcement  
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17 BY: Mark Allen *MA*  
18 Assistant General Counsel  
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20 Dawn M. Odrowski *dmo*  
21 Attorney  
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23 SUBJECT: MUR 6824 (Eugene Yu for Congress, Inc., *et al.*)  
24 Pre-Probable Cause Conciliation  
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26 **I. INTRODUCTION**  
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28 On March 26, 2019, following an investigation, the Commission found reason to believe  
29 that Eugene Chin Yu and Eugene Yu for Congress and Donnie Miller in his official capacity as  
30 treasurer ("the Committee") violated 52 U.S.C. § 30116(f) for accepting excessive contributions  
31 from Yu's spouse, Jonie H. Yu, and from Wayne B. Brown, the Committee's campaign  
32 chairman and Yu's friend and that Jonie H. Yu and Wayne B. Brown violated 52 U.S.C.  
33 § 30116(a)(1)(A) for making excessive contributions.<sup>1</sup> The Commission authorized pre-  
34 probable cause conciliation and approved a joint conciliation agreement with the Yus and the

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<sup>1</sup> Certification, MUR 6824 (March 28, 2019).

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1 Committee (“Yu Respondents”) and a conciliation agreement with Brown.<sup>2</sup> The joint agreement  
2 with the Yu Respondents also included reporting violations by the Committee for which the  
3 Commission previously made a reason to believe finding as the investigation confirmed that the  
4 Committee improperly reported the contributions from Mrs. Yu and Brown as loans from the  
5 candidate’s personal funds.<sup>3</sup> The excessive contributions from Brown arose from payments he  
6 made to Yu under a purported partial sale agreement of a property co-owned by the Yus on  
7 Bertram Road in Augusta, Georgia; those from Mrs. Yu were comprised of a home equity draw  
8 and credit card advances on accounts solely in her name.  
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10 Attached are two signed conciliation agreements: one negotiated with Yu on behalf of  
11 the Yu Respondents,<sup>4</sup> and the other negotiated with counsel for Brown.<sup>5</sup> For the reasons  
12 discussed below, we believe the attached agreements represent reasonable settlements of the  
13 violations in this matter and recommend that the Commissions accept the conciliation  
14 agreements and close the file in this matter and in the related ADR matter, ADR 701.  
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<sup>2</sup> The Commission originally approved conciliation agreements on March 26, 2019; on March 28, 2019, the Commission approved a revised conciliation agreements containing minor revisions. Certification, *id.* (March 28, 2019).

<sup>3</sup> Certification, *id.* (Dec. 16, 2015).

<sup>4</sup> Attachment 1.

<sup>5</sup> Attachment 3.

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**III. RECOMMENDATIONS**

1. Accept the attached signed joint conciliation agreement with Eugene Chin Yu, Eugene Yu for Congress, Inc. and Jonie H. Yu;
2. Accept the attached signed conciliation agreement with Wayne B. Brown;
3. Approve the appropriate letters;
4. Close the file in MUR 6824; and
5. Close the file in ADR 701.

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(TeaPartyExpress.org) (Mar. 14, 2018) and Memo to Commission at 2, Pre-Probable Cause Conciliation; MUR 6919 (Canseco for Cong./Canesco) (Apr. 14, 2016) (statute of limitations factor in pre-probable cause conciliation).

<sup>15</sup> See e.g., Conciliation Agreement, MUR 6816 (Americans for Job Security); Conciliation Agreement, MUR 6724 (Bachman for President); MUR 6494 (Turkish Coalition for America).